

Program Budget Comparison

The following table summarizes the total proposed budget by year, type of expenditure, and source of funding.

Program Budget Comparison								
Budget Item	Base Fiscal 2014	Approp. Fiscal 2015	Budget Fiscal 2016	Budget Fiscal 2017	Biennium Fiscal 14-15	Biennium Fiscal 16-17	Biennium Change	Biennium % Change
FTE	103.00	103.00	100.55	100.55	103.00	100.55	(2.45)	(2.38)%
Personal Services	6,618,861	7,340,310	7,656,670	7,651,019	13,959,171	15,307,689	1,348,518	9.66 %
Operating Expenses	3,904,014	3,778,445	4,217,114	4,461,634	7,682,459	8,678,748	996,289	12.97 %
Equipment & Intangible Assets	231,410	123,452	231,410	271,205	354,862	502,615	147,753	41.64 %
Grants	87,500	80,000	87,500	87,500	167,500	175,000	7,500	4.48 %
Transfers	35,841	11,295	35,841	35,841	47,136	71,682	24,546	52.07 %
Total Costs	\$10,877,626	\$11,333,502	\$12,228,535	\$12,507,199	\$22,211,128	\$24,735,734	\$2,524,606	11.37 %
General Fund	6,619,427	7,118,171	7,394,379	7,433,099	13,737,598	14,827,478	1,089,880	7.93 %
State/Other Special Rev. Funds	3,753,946	3,641,893	4,264,832	4,505,023	7,395,839	8,769,855	1,374,016	18.58 %
Federal Spec. Rev. Funds	504,253	573,438	569,324	569,077	1,077,691	1,138,401	60,710	5.63 %
Total Funds	\$10,877,626	\$11,333,502	\$12,228,535	\$12,507,199	\$22,211,128	\$24,735,734	\$2,524,606	11.37 %

Program Description

The Division of Criminal Investigation (DCI) includes the administration, management, and coordination of criminal investigative services and training performed by the Investigations Bureau, the Narcotics Bureau, the Investigative Support Bureau, and the Law Enforcement Academy Bureau.

The Investigations Bureau consists of four sections:

- The Fire Prevention and Investigation Section is responsible for safeguarding life and property from fire, explosion, and arson through investigation, inspection, and fire code interpretation and enforcement functions
- The Special Investigations Unit investigates crimes involving the use of computers, maintains the Sexual and Violent Offender Registry, and provides advanced training opportunities for law enforcement officials statewide
- The Major Case Section provides criminal investigative assistance to city, county, state, and federal law enforcement agencies
- The Medicaid Fraud Control Section is responsible for investigating any crime that occurs in a health care facility, including theft, drug diversion, sexual assault, and homicide. The section also investigates elder exploitation, elder abuse, and fraud by providers within the Medicaid system.

The Narcotics Bureau investigates dangerous drug violations and provides investigative assistance to city, county, state, and federal law enforcement agencies as requested. The bureau also investigates organized criminal activity.

The Investigative Support Bureau is responsible for establishing a statewide intelligence center, performing criminal records checks, operating the Criminal Justice Information Network, and addressing homeland security issues.

The Law Enforcement Academy Bureau provides criminal justice officers and other qualified individuals with basic and specialized training in the field of law enforcement.

Program Highlights

Division of Criminal Investigation Major Budget Highlights
<ul style="list-style-type: none"> • The budget would increase largely due to: <ul style="list-style-type: none"> ◦ Global statewide present law adjustments, including annualization of increases funded in HB 13 ◦ A request for funding to add 2.00 FTE crime investigators to address issues in the Bakken area of eastern Montana ◦ Present law adjustments for overtime and electricity
Major LFD Issues
<ul style="list-style-type: none"> • A request for funding to add FTE that were funded in the 2015 biennium with one-time-only funding from SB 410 is more appropriately classified as a new proposal

Program Discussion -

FY 2016 and FY 2017 contain any reductions in FTE made by the executive to implement the boilerplate language in HB 2. Though intended by the legislature, the FY 2014 and FY 2015 FTE levels do not reflect this language.

Personal Services

In the FY 2015 legislative budget, personal services comprised 63.4% of the program budget. The Governor proposes 62.6% in FY 2016 and 61.2% in FY 2017. The reductions are the cumulative result after a reorganization moved funding for 3.00 FTE to the new Public Safety Officers Standards and Training Program and increases in costs are due to:

- Funding to annualize the 2013 legislative pay plan
- Funding to pay increases provided at the agency's discretion

In FY 2014, this program provided a pay increase to one staff over the funding of the legislative pay plan. A 16.6% competitive increase was provided that added an estimated \$11,000 to subsequent years' funding requirements.

Funding

The following table shows proposed program funding by source from all sources of authority.

Department of Justice, 18-Div. of Criminal Investigation Funding by Source of Authority					
Funds	HB2	Non-Budgeted Proprietary	Statutory Appropriation	Total All Sources	% Total All Funds
01100 General Fund	14,827,478	0	0	14,827,478	59.29 %
02006 Cigarette Fire Safety Standard	102,055	0	0	102,055	1.16 %
02016 Criminal Justice Info Network	1,532,650	0	0	1,532,650	17.36 %
02118 Misc Subgrants	0	0	0	0	0.00 %
02143 Drug Forfeitures-State	0	0	59,948	59,948	0.68 %
02349 Highway Non-Restricted Account	349,998	0	0	349,998	3.96 %
02546 MTLaw Enforc. Acad. Surcharge	2,867,996	0	0	2,867,996	32.48 %
02797 CJIS - Background Checks	3,465,109	0	0	3,465,109	39.24 %
02937 JUSTICE STATE SPECIAL MISC	452,047	0	0	452,047	5.12 %
State Special Total	\$8,769,855	\$0	\$59,948	\$8,829,803	35.31 %
03051 Homeland Security	0	0	0	0	0.00 %
03187 BCC Grants To Dept. Of Justice	3,460	0	0	3,460	0.26 %
03214 Special Law Enforcement Assist	0	0	212,256	212,256	15.72 %
03542 DCI Grants	0	0	0	0	0.00 %
03800 Medicaid Fraud	1,134,941	0	0	1,134,941	84.03 %
03801 Dept Of Justice-Misc Grants	0	0	0	0	0.00 %
Federal Special Total	\$1,138,401	\$0	\$212,256	\$1,350,657	5.40 %
Proprietary Total	\$0	\$0	\$0	\$0	0.00 %
Total All Funds	\$24,735,734	\$0	\$272,204	\$25,007,938	

The division is supported by a combination of general fund, state special revenue, and federal funds. General fund supports criminal investigations, fire prevention and investigation, match for federal funds supporting Medicaid fraud investigations, drug task forces, the computer crime unit, sexual and violent offender registry, amber alert, and child sexual abuse response team.

The three largest sources of state special revenue supporting the division are Montana Law Enforcement Academy surcharges that support operation of the academy, criminal justice information network (CJIN) revenue that supports itself, and revenue from criminal justice background checks that are paid in exchange for completion of a background check.

The largest source of federal funds is Medicaid funding that supports investigation of Medicaid fraud.

Budget Summary by Category

The following summarizes the total budget utilizing the FY 2015 Legislative base, present law adjustments, and new proposals.

Budget Summary by Category								
Budget Item	-----General Fund-----				-----Total Funds-----			
	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget
2015 Budget	7,121,638	7,121,638	14,243,276	96.06 %	11,490,969	11,490,969	22,981,938	92.91 %
PL Adjustments	272,741	311,461	584,202	3.94 %	737,566	1,016,230	1,753,796	7.09 %
New Proposals	0	0	0	0.00 %	0	0	0	0.00 %
Total Budget	\$7,394,379	\$7,433,099	\$14,827,478		\$12,228,535	\$12,507,199	\$24,735,734	

Program Reorganization -

The 2013 Legislature appropriated funding for POST (Montana Public Safety Officer Standards and Training Council) as a component part of this program. During the 2015 biennium, POST was reorganized into a stand-alone program for budgeting purposes. The reorganization moved the funding for operations and 3.00 FTE from this program.

Present Law Adjustments -

The "Present Law Adjustments" table shows the changes from FY 2015 legislative appropriation to the budget proposed by the executive. PSPL adjusts all personal services. LGPL provides for adjustments to other expenditures such as operating expenses. Each is discussed in the narrative that follows. Total funds in the Present Law Adjustments table do not include proprietary funds budgeted in House Bill 2.

Present Law Adjustments										
-----Fiscal 2016-----					-----Fiscal 2017-----					
	FTE	General Fund	State Special	Federal Special	Total Funds	FTE	General Fund	State Special	Federal Special	Total Funds
DP 98 - LEG. Personal Services Present Law	0.00	299,479	274,853	(162,831)	411,501	0.00	259,800	305,578	(159,528)	405,850
DP 99 - LEG. Present Law	0.00	(26,738)	348,086	4,717	326,065	0.00	51,661	557,552	1,167	610,380
Grand Total All Present Law Adjustments	0.00	\$272,741	\$622,939	(\$158,114)	\$737,566	0.00	\$311,461	\$863,130	(\$158,361)	\$1,016,230

DP 98 - LEG. Personal Services Present Law -

The following table outlines various components of the changes included in the PS PL adjustments.

Personal Services Present Law Adjustments					
FY 2016					
	FTE	General Fund	State Special	Federal Special	Total Funds
CP 98 PSPL Item					
State Share Health Insurance	100.55	\$34,537	\$9,529	\$3,829	\$47,895
Executive Implementation of 2015 Pay Increase		94,104	22,438	11,108	127,651
Fully Fund 2015 Legislatively Authorized FTE		-	-	-	-
Other					
Narcotic Investigators for Bakken Region of Eastern Montana	2.00	159,732	-	-	159,732
Reorganization	(3.00)	(176,260)	-	-	(176,260)
Overtime	0.00	50,000	-	-	50,000
Remainder of Other	1.00	137,366	242,885	(177,768)	202,483
Total Other	0.00	170,838	242,885	(177,768)	235,955
Personal Services Present Law Adjustments	100.55	\$299,479	\$274,853	(\$162,831)	\$411,501
FY 2017					
	FTE	General Fund	State Special	Federal Special	Total Funds
CP 98 PSPL Item					
State Share Health Insurance	100.55	\$34,537	\$9,529	\$3,829	\$47,895
Executive Implementation of 2015 Pay Increase		94,395	22,166	11,090	127,651
Fully Fund 2015 Legislatively Authorized FTE		-	-	-	-
Other					
Narcotic Investigators for Bakken Region of Eastern Montana	2.00	159,318	-	-	159,318
Reorganization	(3.00)	(176,260)	-	-	(176,260)
Overtime	0.00	50,000	-	-	50,000
Remainder of Other	1.00	97,810	273,883	(174,447)	197,246
Total Other	0.00	130,868	273,883	(174,447)	230,304
Personal Services Present Law Adjustments	100.55	\$259,800	\$305,578	(\$159,528)	\$405,850

The executive has proposed to increase funding for personal services by 5.2% in FY 2016 and by 5.1% in FY 2017 compared to the FY 2015 legislative budget.

Narcotic Investigators for Bakken Region of Eastern Montana - The executive requests funding to add 2.00 FTE crime investigators to function as narcotics investigators in the Bakken area of eastern Montana.

LFD ISSUE Should be Categorized as a New Proposal

The executive added 2.00 FTE in FY 2014 with one-time funding from SB 410. As the funding was one-time-only, these staff should be requested as a new proposal and not a present law request. The legislature may want to direct staff to designate this request and the associated operating costs as a new proposal.

Reorganization - The executive reorganized this agency and moved funding for the Peace Officers Standards and Training (POST) functions, including funding for 3.00 FTE to a separate program.

Overtime - The executive requests overtime for investigators.

Remainder of Other - Changes that make up the remainder of the other adjustments include the following:

- Annualize funding for pay adjustments made at the agency's discretion

DP 99 - LEG. Present Law -

The following table outlines various components of the changes included in the LGPL adjustments.

Legislative Present Law Adjustments				
CP 99 Item	FY 2016			
	General Fund	State Special	Federal Special	Total Funds
Lease Costs	\$93,683	\$0	\$0	\$93,683
Operating Costs for New Staff	44,235	-	-	44,235
Reorganization	(139,362)	-	-	(139,362)
Other	(25,294)	348,086	4,717	327,509
Legislative Present Law Adjustments	(\$26,738)	\$348,086	\$4,717	\$326,065
CP 99 Item	FY 2017			
	General Fund	State Special	Federal Special	Total Funds
Lease Costs	\$93,683	\$0	\$0	\$93,683
Operating Costs for New Staff	47,235	-	-	47,235
Reorganization	(139,362)	-	-	(139,362)
Other	50,105	557,552	1,167	608,824
Legislative Present Law Adjustments	\$51,661	\$557,552	\$1,167	\$610,380

The executive has proposed to increase funding for all other expenditure categories excluding personal services by 7.7% in FY 2016 and by 14.4% in FY 2017 compared to the FY 2015 legislative budget. Changes that make up the other category include the following, while individually listed adjustments are described separately:

- Increases in costs to purchase insurance and information technology services from the Department of Administration

- FY 2014 expenditures for equipment that were \$120,814 higher than funding and are requested at the FY 2014 expenditure level in the 2017 biennium

The executive requests increases over the FY 2015 legislative funding to purchase services from other state agencies has increase, including funding for insurance, rent, and information technology purchased from the Department of Administration.

LFD Autos and Trucks Equipment
ISSUE

In FY 2014 this program expended \$225,022 for the purchase of automobiles and trucks. The 2015 biennium budgets for this item was \$104,208 each year. The requests for FY 2016 and FY 2017 each includes funding for these expenditures at the FY 2014 level but these expenditures. The legislature may want to ask the agency the purpose the additional \$120,814 in each year of the request and if the funding is truly needed.

Lease Costs - The executive requests funding to address contractual increased in office leases.

Operating Costs for New Staff - The executive requests funding for operating costs for new staff.

Reorganization - The executive reorganized this agency and moved funding for the Peace Officers Standards and Training (POST) functions.